Revenue Secretariat

NOTIFICATION.

Bangalore, date l 16th December 1966

S. O. 5973—In exercise of the powers conferred by sub-section (3) of Section 9 of the Manoeuvres Field Firing and Artillery Practice Act, 1938 (Central Act No. V of 1938), notice is hereby given that the Government of Mysore intends to issue a notification under sub-section (2) of Section 9 of the said Act, authorising the carrying out of the Field Firing and Artillery Practice with live amunition in the area specified in the schedule during the period of 5 years from 1st January 1967 to 31st December 1971.

SCHEDULE

Belgaum District.

The area covered by the following villages :—

Taluka 1	Name of the Village 2	Description of land in survey numbers 3	Approximate area 4	Boundary of area 5
			A. G.	
Hukeri ...	Mavanur ..	213, 214, 215/1, 215/2, 216, 217/1-A, 217/1-B, 217/2, 217/3, 217/4, 5, 6, 7, 8, 9-A, 9 B, 218/1, 218/2, 218/3, 218/4A, 218/4B, 218/5, 218/6, 218/7, 218/7-B, 219/1, 219/2-A, 220, 221/A1, 221/A2, 221/A3, 221/A4, 221/A5, 221/ 7 221/A8, 222, 223.	3,782—18	
Gokak ...	Gokak ..	112 to 126, 146, 160, 161 to 191. 198, 199, 244-A, 250, 254 to 256–A, 257 to 299, 200 to 213, 218, 219, 301 to 452 454. 455, 464 to 466, 468, 471 to 473.	11,525—4	
Gokak ...	Konnur ...	170 to 173, 562, 569 to 577, 583 to 640 644, 654 to 657, 661 to 678, 769, 838, 839, 844.	5,970—11	
Gokak ...	Byadarbatti ...	3, 4, 6 to 15 ...	270—27*	
Gokak ...	Godchinmalki ..	1, 40 to 100 ...	839—16	
Gokak ...	Tavag ...	1 to 8, 35 to 68, 75 to 189 and 190 ...	5,764—17	
Gokak ...	Kolvi ...	98, 99. 102 to 111, 115, 116, 118, 119 to 121, 127 to 130, 133 to 222, 269 to 271, 273 to 276.	3,963—31	

1	2	3	4	5
Gokak ...	Benchinmardi	... 61-A to 65, 58-A, 56-A, 55-A, 50-A, 59, 8-A, 86, 53-A, 85, 89-A, 50-A, 91-A, 66 to 84, 132-A, 131-A, 130-A, 129-A, 128-A, 126-A, 127, 137-A, 138-A, 141-A, 142-A, 145-A, 146-A, 148-A, 133 to 136, 139, 140, 143, 144, 164-A, 165-A, 166-A, 192-A, 193-A, 196-A, 199-A, 200-A, 202 to 207	985—15	
Gokak ...	Paranatti	... 46 to 90 ...	719—25	
Gokak ...	Segiholi	... 83 to 141, 143 to 145 ..	1,400—29	
Gokak ...	Benchinmardi	... 3 to 14, 21 to 36 ...	784—39	

*Bounded on the North by Markhandey River, South by boundaries of Benchinmardi, Tavag and Kadabagatti Villages, East by boundaries of Kadabagatti, West by boundaries of Shegiholi Village.

The specified area has been selected with a view to provide different target areas on different days, in order both to achieve variety in training and at the same to avoid evacuation of any particular village or a group of villages continuously for the whole specific period. In the specified area only such villages and areas as may be found to be in danger zone in respect of a particular practice will be evacuated for such days as may be necessary for that practice and due notice of what constitutes the danger zone in question will be given by the Revenue Officer in charge of the area concerned. In no case will all the villages in the specified area be evacuated simultaneously for the whole specified period.

2. A copy of the map of the area is also appended herewith.

3. A summary of the main provisions of the Act and the rules thereunder showing the rights and obligations of the residents in the area, is appened hereto for general information.

Summary of the main provisions of the Act and Rules framed thereunder:

MANOEUVRES

1. Notice of intention of execution of Military Manoeuvres.—Before the execution of the Military Manoeuvres takes place over any specified area, there will first be published a notice in the *Mysore Gazette* notifying the intention of Government to issue a notification specifying the area over which and the period during which the military manoeuvres shall take place. The publication of this notice shall be as wide as possible and shall be given (1) by publication in the principal newspapers of the area, (2) by beat of drum, (3) by affixing copies of the notice in the language of the locality in all prominent and public places in the area, (4) by sending copies of the notice to

selected non-official bodies and associations, (5) by distributing copies of the notice at the weekly bazaar, places; agricultural, religious or other fairs, etc., if any, held before the date fixed for the manoeuvres; and (6) in such other manner as the Deputy Commissioner of the District, may deem necessary.

2. Not before the expiry of three months after the issue of the first notice in the Mysore Government Gazette the notification itself shall be published in the Mysore Government Gazette authorising the execution of Military Manoeuvres over the specified area during specified period which shall not exceed three months. Publicity to this notification also shall be given as widely as possible and fresh notices issued as in the case of the earlier notices one month and one week as nearly as may be before the commencement of the manoeuvres.

3. Actions allowed as regards the use of land and water in the specified area by military forces.—During the period of the manoeuvres, the military forces engaged in the manoeuvres shall within the specified limits pass over, encamp or construct military works or execute military manoeuvres and supply themselves with water from any source of water in such area.

4. Restrictions imposed on the use of water supply and sacred places.—But the taking of water shall not be in excess of the reasonable requirements of the military forces or shall not be of such quantity as would curtail the supply ordinarily required by those entitled to the use of such water supply.

5. The military forces are not authorised to enter upon or interfere with any well or tank held sacred by any religious community or any place of worship or ground attached thereto except for the legitimate purpose of offering prayers or any place or building reserved or used for the disposal of the dead, or any dwelling house or premises attached thereto or any educational institution,

factory, workshop or store or any premises used for the carrying on any trade, business or manufacture or any garden or pleasure ground, or any ancient monument as defined in Section 2 of the Ancient Monuments Preservation Act, 1904.

6 Restoration of Lands.—The officer in command of the Military forces, shall see that all lands used in the manoeuvres are restored as far as practicable to their previous condition.

7 Precaution to be taken in the danger zone.—The Deputy Commissioner of the District or any other officer deputed by him shall arrange for all throughfares, paths, bye-ways and other approaches to the notified areas to be guarded by signboards, pickets, etc., on the day of the manoeuvres or the practice. He shall also by beat of drum make known to the inhabitants of the area affected, the following penal provisions of the Act.

8. Acts prohibited for the public at large.—Any person who (i) wilfully obstructs or interferes with the execution of the manoeuvres or (ii) without due authority enters or remains in any camp or (iii) without due authority interferes with any flag or mark or any apparatus used for the purposes of the manoeuvres shall be punishable with fine which may extend to ten rupees.

9. Provision as regards the claim and award of compensation to persons suffering loss or damage.—Compensation for any damage caused by military manoeuvres to person or property or for interference with lawful rights of privileges, including expenses reasonably incurred in protecting person property, rights and privileges during the manoeuvres shall be paid by the Military Compensation Officer in the presence of the Revenue Officer, deputed by the Deputy Commissioner.

10. All claims to compensation should be made to the Revenue Officer by the persons affected or by his agent

within 72 hours from the announcement made by the Revenue Officer that all such claims should be presented to him.

11. It shall be the duty of the Revenue Officer so deputed to consider all claims for compensation and determine the amount of compensation to be awarded by investigation on the spot and after hearing the claimants and to disburse the amount to the claimants. In assessing the amount of compensation due care shall be taken to ascertain the amount of damage caused and the amount that will be required to remedy or repair that damage.

12. Right of Appeal.—Any claimant who is dissatisfied with the order of the Revenue Officer refusing to award him any compensation or with the amount of compensation awarded to him may within fifteen days from the communication of the decision to him give notice to the Revenue Officer of his intention to appeal against the decision.

13. All appeals shall be decided by a Commission constituted by the Deputy Commissioner consisting of himself as Chairman, a person nominated by the officer commanding and two persons nominated by the District Board. The decision of the Commission shall be final and no suit shall lie in the Civil Court in respect of any matter decided by the Commission.

14. No fee shall be charged in connection with any claim, notice, appeal, application or document filed before the Revenue Officer, Deputy Commissioner or the Commission.

15. Field Firing and Artillery Practice. Notice of the intention of the execution of field firing and artillery practice.—The first notice notifying the intention of Government to issue a notification authorising field firing and/or artillery practice during a specified period over a notified area or any specified part thereof, shall be published in the same manner as the notice issued for the execution of military manœuvres.

16. Publication of the notification.—The notification authorising the field firing and/or artillery practice shall not be issued until the expiry of two months from the date of the first publication of the notice in the Mysore Government Gazette.

17. A fresh notice shall be published one week as nearly as may be before the commencement of the period or of each period specified th notification and the notice by beat of drum shall be given seven and two days as nearly as may be before the commencement of field firing and artillery practice in the areas concerned.

18. Special provisions as regards the area declared to be danger zone.—In such notified area, there will be some area which will be declared as a danger zone by the Commanding Officer. This danger zone area will be marked in bold red in one copy of the map previously published with the notice.

19. The danger zone area shall be guarded by signboards, pickets, etc, on the day of the practice.

20. It should be remembered that all persons and domestic animals are bound to vacate the danger zone area during the specified period and that they are not to enter that area during the specified period. The District Superintendent of Police or any other officer deputed by him shall arrange for evacuation under the supervision of the Revenue Officer deputed under Section 6 of the Act.

21.—If there are dwelling houses in the danger zone occupied by women, entry will be made after giving adequate warning, through a local inhabitant, and in the presence of two respectable inhabitants of the locality to ensure the exclusion of persons and domestic animals from the danger zone area.

22. The compensation payable for exclusion or removal of any person or cattle from any place declared to be a danger zone shall be paid before the evacuation is enforced; it shall include compensation for any loss of employment resulting from any such removal or exclusion.

23. The Revenue Officer will usually disburse the amount of compensation before the evacuation but in rare cases may grant suitable advances in money to any person requiring them for expenditure on transport, accommodation, food, fodder, etc., which shall be set off against the amount of compensation.

24. Offences punishable.—It should be remembered that within the notified area and during the specified period no person should (*a*) wilfully obstruct or interfere with the carrying out of field firing or artillery practice, or (*b*) without due authority enter or remain in any camp, or (*c*) without due authority enter or remain in any area declared to be a danger zone at a time when entry thereto is prohibited, or (*d*) without due authority interfere with any flag or mark or target or any apparatus used for the purposes of the practice, and if he does so, he will be punishable with fine which may extend to 10 rupees.

25. Provisions as regards compensation, right of appeal, etc.—The provisions as regards claim for compensation, method of assessing the compensation, award of compensation or refusal of the claim, right of appeal, etc., mentioned above in the case of the military manœuvres apply in the case of field firing and artillery practice also.

[No. RD 65 ETC 66.]

and in the name of the Governor of Mysore,

V. NANJAIAH,
Under Secretary to Government
Revenue Department.

N

KONNUR

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FALLS

GOKAK

MAILMITTI

SOMANHARWA

GOOCHINMALKI

KARABGATTI

60

MAVANUR

BENCHINARDI

GUMACHIMARDI

SIGIHOLI

TAVAG

KANASHGIRI

BENCHMARDI